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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF MISSOURI,

AT A SPECIAL SESSION OF THE

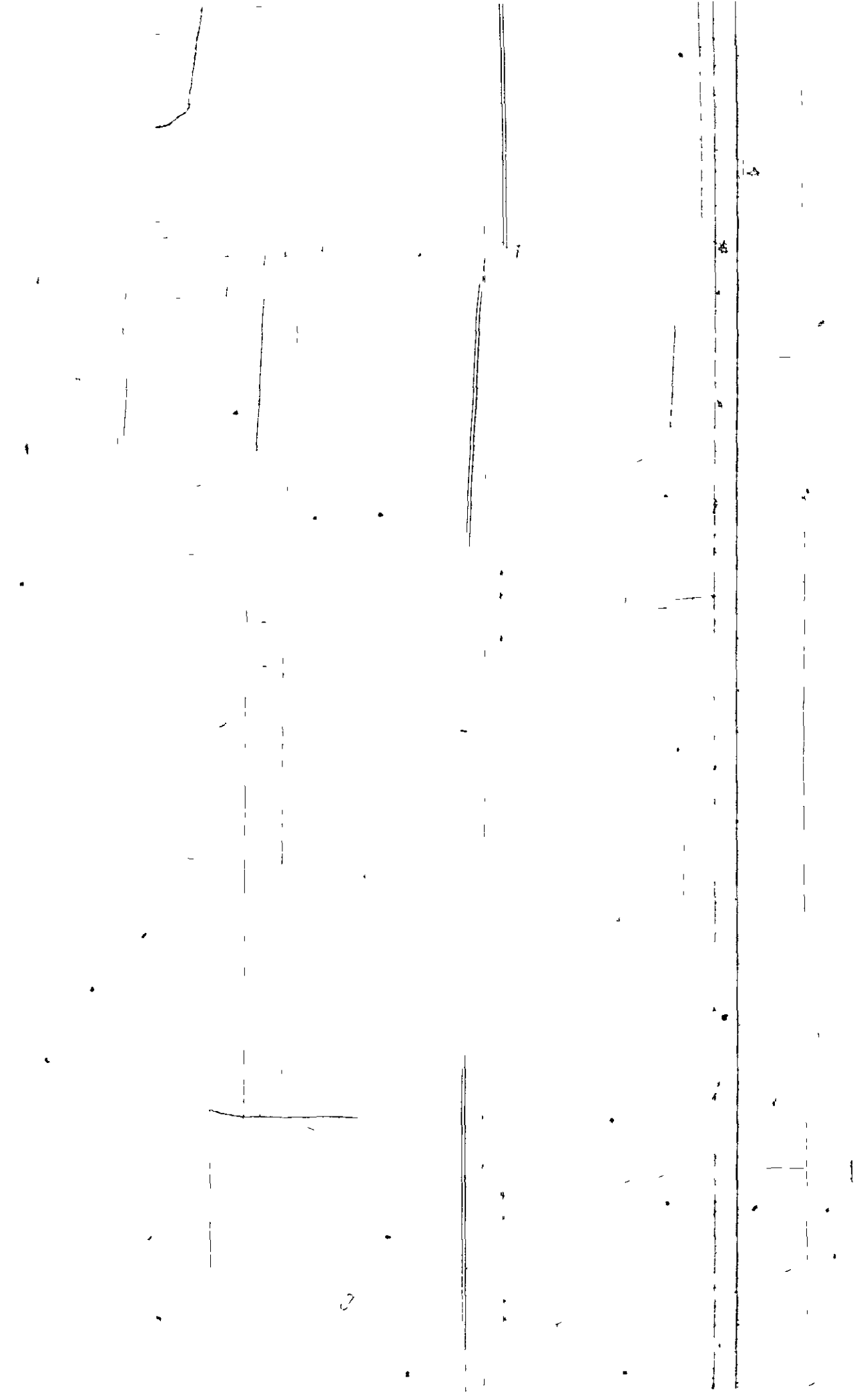
THIRD GENERAL ASSEMBLY,

BEGAN AND HELD IN THE TOWN OF

ST. CHARLES,

ON THURSDAY, THE 19TH JANUARY, 1826;

PRINTED BY CALVIN GUNN.



JOURNAL.

At a Special Session of the Third General Assembly of the State of Missouri, began and held at the town of St. Charles, on Thursday, the nineteenth day of January, in the year of our Lord one thousand eight hundred and twenty six, the following members of the House of Representatives appeared and took their seats, to wit :

Messrs. Alexander,
Basye,
Bettis,
Brickey,
Brooks,
Burckhardt,
Chick,
Conyers,
Cole,
Cozens,
Evans,
F'Linn,
Grant,
Hicox,
Horrell,

Hyatt,
English,
Jamison,
Johnson,
Jones,
Magill,
Martin,
Moore,
M'Clelland,
M'Ginnis,
North,
O'Brian,
Pettis,
Pursinger,
Ranney,

Redd,
Russell,
Slack,
Smith,
Stevenson,
Thornton,
Trabue,
Vanhorn,
Warren,
Wright,
R. W. Wells,
Sam'l. Wells,
Woodson,
Wright,
Young,

and Mr. Geyer, *Speaker.*

On motion of Mr. Moore,

Resolved, That a committee be appointed to wait upon the

Senate and inform them that a quorum of this House have assembled and are now ready to proceed to business Messrs. Moore and Stevenson, were appointed that committee.

Message from the Senate by Mr. Perry,

The Senate have appointed Messrs. Biggs and Trigg a committee to inform the House of Representatives, that a quorum of the Senate have assembled, have elected Roger Taylor Door Keeper, and are now ready to proceed to business.

On motion of Mr. Grant,

Resolved, That a committee be appointed to join such committee as the Senate may appoint, to obtain from the Secretary of State an abstract of the votes for Governor. Messrs. Grant, Pettis and Woodson, were appointed that committee.

On motion of Mr. Burckhardt,

Resolved, That a committee of three be appointed to join such committee as the Senate may appoint, to wait on the acting Governor, and inform him that a quorum of both Houses of the General Assembly have assembled, and are ready to receive any communication he may think proper to make.

Messrs. Burckhardt, Wright and Samuel Wells, were appointed that committee.

Mr. Cole submitted the following resolution, to wit:

Resolved, That the Senate be informed that this House will be ready at four o'clock this afternoon, to meet the Senate in the Hall of the House of Representatives, and proceed to count the votes for Governor of this state, if it be the pleasure of the Senate to act thereon.

On motion of Mr. Brickey,

Ordered, That said resolution be laid on the table.

Mr. Speaker laid before the House,

The petition of Nathaniel Simonds, State Treasurer, soliciting an investigation of the Treasury, in relation to the three per cent. fund, which was read.

Mr. R. W. Wells submitted the following resolution to wit:

Resolved. That a committee of five be appointed, to whom shall be referred the petition of the State Treasurer, that they have power to send for persons and papers; and that they report by bill or otherwise.

Motion of Mr. Brickey to amend said resolution, by striking out the words "that they have power to send for persons and papers."

On motion of Mr. Cole,

Ordered, That said resolution be indefinitely postponed.

• Message from the Senate by Mr. Scott.

The Senate have appointed Messrs. Scott and Dawson, a committee on their part, to join the committee already appointed by the House of Representatives, to wait on the acting Governor, and inform him that a quorum of both Houses of the General Assembly have assembled, and are ready to receive any communication he may think proper to make.

And have appointed Messrs. Scott and Crawford a committee to join the committee on the part of the House of Representatives to obtain from the Secretary of State an abstract of the votes for Governor.

Mr. R. W. Wells presented the petition of John A. Jones, representing, that on the second day of May last, he rented from the state one of the state Salines, called the "Big Spring," for the term of five years, from the said second day of May last; that it was his wish to make salt principally by atmospheric evaporation; to effect which great expense would be incurred, and praying that his lease for said Saline may be extended from five to ten years.

Motion of Mr. R. W. Wells, to refer said petition to the committee on the public Salines.

Motion of Mr. Cole,

To refer said petition to the next General Assembly.

Motion of Mr. Russell, That said petition be indefinitely postponed, was decided in the negative.

The question recurring on the motion of Mr. R. W. Wells, to refer said petition to the committee on the public Salines, was decided in the negative.

The question was then taken, on the motion of Mr. Cole, to refer said petition to the next General Assembly, and decided in the affirmative.

Mr. Burckhardt, from the joint committee, appointed to wait on the acting Governor, and inform him that a quorum of both Houses have assembled, and were ready to receive any communication he might think proper to make, reported that they had performed that duty, and were informed by him that he would make his communication in writing at three o'clock this afternoon.

Mr. McGinnis presented the memorial of Samuel Lippincott, a justice of the peace, within and for the county of Ralls, representing, that an act passed by this General Assembly, at their session in the year eighteen hundred and twenty four, regulating marriages, was not received in said county until the fourteenth day of October last; and that in ignorance of the

provisions of the said act, he had, on the twenty second day of September last, unlawfully solemnized the rites of matrimony between Stephen M. Crea and Isabella Thrasher; and praying that this General Assembly may take such measures in the premises as to them may seem necessary and proper.

Ordered, That said memorial be laid on the table.

Mr. Grant, from the joint committee, appointed to procure from the Secretary of State, an abstract of the votes for Governor, reported that they had performed that duty, and submit the abstract,

A resolution submitted by Mr. Cole, relative to counting the votes for Governor, was taken up and adopted.

On motion of Mr. Cole,

Resolved, That the Secretary of State be requested to furnish this House with twenty copies of the revised laws of the state of Missouri, for the use of the members during the present session.

Mr. Speaker presented the following communication from the Secretary of State. to wit:

"Secretary's Office, St. Charles, 19th Jan. 1826.

SIR—

A copy of a resolution adopted by the House of Representatives has been handed me, requesting me to furnish the House with twenty copies of the revised laws of this state. I regret to say there is not a copy in this office except the one belonging to it, and that therefore I am unable to comply with the request of the House.

I have the honor to be, your obedient servant,

H. R. GAMBLE.

The Hon. Speaker of the House of Representatives.

Mr. Ruland appeared and took his seat.

Message from the acting Governor, by Mr. Gamble, Secretary of State.

To the Senate and House of Representatives,

GENTLEMEN—

Though I regret the necessity of calling on you at this inclement season, to discharge a part of your constitutional duties, it is with great satisfaction that I congratulate you on the general health and increased prosperity of the country. A strict observance of industry and economy in our domestic and public concerns, will insure to the farmer a just reward for his labor, and to the statesman the good will of his country. But in the enjoyment of our national blessings, we have ex-

perienced a calamity in our political affairs which has produced in the country a deep regret for the loss of its chief magistrate. In consequence of the death of Erderick Bates, Esq. late Governor, and the resignation of Benj. H. Reeves, Esq. Lieutenant Governor, I was vested as President pro tempore of the Senate, with all the powers of Governor. In the exercise of those powers, my first consideration was to discriminate, as far as my best judgment would enable me, to decide between those which are duties, and those which are not. The great importance of the situation in which I was so suddenly placed, was well calculated to increase my anxiety to manage the affairs of the state, with a view to strict propriety and the public good. Amongst the duties which commanded my immediate attention, was the ordering of an election to fill the vacancy in the executive branch of the government. In the performance of that duty, I found the constitution imperative as relates to the ordering an election; but the time when it should be had, seems to have been, in some measure, left optional with the person exercising the functions of the executive department.

Knowing the embarrassed condition of the Treasury, at the first view of the subject, I felt much disposed to postpone the election until the next biennial election for senators and representatives, as in that event there would have been a saving to the state of the full amount of the incidental expenses of the present session. But another consideration of more than equal importance to the government, induced an entire abandonment of that position. The state would have been left without any person vested with the powers of governor. My term of service as senator will expire on the first Monday in August next, and the present Speaker of the House of Representatives will be out of office on the same day.

Influenced by these considerations, I issued a proclamation ordering an election for Governor, to be holden on the 8th day of last December. In obedience thereto an election was had, and the returns thereof made to the Secretary of State.— There being no other mode pointed out by the constitution or laws of the state, than that of calling a meeting of the Legislature, for the purpose of comparing the returns, and declaring who was duly elected, I have convened your body for that purpose. The office of Lieutenant Governor being vacant, it became necessary to inquire particularly into the manner of filling it. After considering the subject, I was clearly of the opinion that it could only be filled by an executive appointment.

It is made the duty of the governor to see that the laws are distributed in proper time; immediately after that duty devolved on me, I waited on the gentlemen who were engaged to bind the revised laws of the last session of the Legislature; they then thought they would be able to finish the work within two months from that time; but from some cause, the binding is not yet completed, which has produced a delay in the distribution. I conceive it proper to observe, that I am advised that the late governor came to an understanding with them as to the price they were to have, but never reduced that contract to writing.

Three citations were served on me as acting Governor, citing the state of Missouri to appear before the Supreme Court of the United States at Washington City, on the 1st Monday in February next, to shew cause why right and justice should not be done to the plaintiffs in error, which will appear by exhibits No. 1, 2 and 3, copies of the original, the service of which I acknowledged. In consequence of not being able to find any provision by which those, or similar cases, are to be defended, I thought it expedient to write to the honorable David Barton, senator in congress, advising him of the existence of those writs of error, but that I was unauthorized to make any one responsible to him for his services. Being strongly impressed with the belief that you will have no disposition to extend your deliberations to matters of minor consideration, I submit it to your better judgment, whether it would not be good policy to defer all ordinary subjects, until the next regular session of the Legislature.

A. J. WILLIAMS.

St. Charles, Jan. 19th, 1826.

Message from the Senate, by Mr. Biggs,

The Senate have adopted the following resolution, to wit:

Resolved. That it will be the pleasure of the Senate at four o'clock this afternoon, to meet the House of Representatives in their Hall, and proceed to count the votes for Governor of this state.

Mr. Burckhardt submitted the following joint resolution, to wit:

Whereas, three writs of error have issued from the Supreme Court of the United States, wherein the state of Missouri is defendant; one at the suit of _____; one at the suit of _____; and the third at the suit of _____; and it is deemed advisable, that the said state be defended therein. Therefore,

Be it Resolved by the Senate and House of Representatives,
That the Governor be directed to employ suitable person or persons learned in the law, as counsel, on behalf of the state in the said suits; and that the sum of _____ dollars be appropriated out of any money in the Treasury not otherwise disposed of, for the expenses of employing such counsel.

On motion of Mr. Cozens,

Ordered, That said resolution be referred to the committee on the judiciary.

On motion of Mr. Grant,

Resolved, That so much of the message of the acting Governor as relates to the revised code, be referred to a select committee; and that they be instructed to enquire into the expediency of providing more effectually for its publication and distribution, and into the causes which have thus long delayed the same—with leave to report by bill or otherwise.

Messrs. Grant, Russell and O'Brian, were appointed that committee.

In pursuance of previous arrangement, the Senate assembled in the Representative Hall, for the purpose of counting the votes for Governor; and on examination of the returns, the following irregularities appear, to wit:

In the return from Boone County, to make the return from Columbia township, in said county complete, there was wanting the certificate of the qualification of P. H. M'Bride, as one of the judges of said election; and also the certificate of the qualification of the clerks of said election. The returns from Cedar township, in said county, wants the certificate of the qualification of Tyre Martin, one of the Judges of said election in said township, who certifies the qualification of himself and the other two Judges, as well as the clerks. By the return from Perche township, in said county, it appears that the election in said township was conducted by two judges only. From the return made by the clerk of Rocky Fork township, in said county, and his certificate endorsed thereon, it appears, that he (the clerk) qualified one of the Judges of said election.

On the question, shall the votes given in the township of Columbia, in the county of Boone, be counted? it was decided in the negative.

On the question, shall the votes given in the township of Cedar, in the same county, be counted? it was decided in the affirmative.

On the question, shall the votes given in the township of

B

Perche, in the same county, be counted? it was decided in the affirmative.

On the question, shall the votes given in the township of Rocky Fork, in the same county, be counted? it was decided in the negative.

In the return from Cooper County, it appears that the returns from the townships of Lamine, Saline, and Clear creek, were not accompanied with any certificate of qualification as the law directs.

On the question, shall the votes given in the township of Clear creek, in the county of Cooper, be counted? it was decided in the affirmative.

On the question, shall the votes given in the townships of Lamine and Saline, in the same county, be counted? it was decided in the negative.

By the return from the county of Madison, it appears that the poll book of the election held in the township of Twelve Mile, was not returned in due time to the office of the clerk of the county court of said county; nor does it appear that the said poll book was accompanied by any certificate of the qualification of the Judges or clerks of the election in said township.

On the question, shall the votes given in the township of Twelve Mile, in the county of Madison, be counted? it was decided in the negative.

In the return from the County of New Madrid, it is certified by the clerk of the county court of said county, that he could not procure the assistance of two justices of the peace; or other persons qualified, to assist in opening and comparing said polls; and it appears that the said poll books were, by the said clerk, transmitted to the office of the Secretary of State unopened, and that they are accompanied with the certificates of the qualification of the judges and clerks.

On the question, shall the votes given in the county of New Madrid, be counted? it was decided in the affirmative.

The result of said special election for Governor being ascertained, the following certificate was given, to wit:

"We, the undersigned, President pro tempore of the Senate, and Speaker of the House of Representatives, do certify, that we have, in the presence of the Senate and House of Representatives, assembled, in joint meeting, in the Hall of the House of Representatives on Thursday, the nineteenth day of January, eighteen hundred and twenty six, cast up and arranged the returns of the votes given for Governor, at a

special election held in the several counties of this state, on Thursday the eighth day of December last. And do find that the whole number of votes given for Governor, are five thousand seven hundred and seventy three; of which John Miller had two thousand seven hundred and ninety three votes, William C. Carr had one thousand six hundred and ten votes, David Todd had twelve hundred and ninety one votes, and Rufus Eaton had seventy nine votes.

We therefore certify, that John Miller is duly elected Governor of this state, until the general election to be held on the first Monday of August, in the year one thousand eight hundred and twenty eight, and until his successor be duly elected and qualified.

(Signed)

A. J. WILLIAMS,

President pro tempore of the Senate.

H. S. GEYER,

Speaker of the House of Representatives.

The Senate then retired.

Mr. Russell submitted the following resolution, to wit:

Resolved, That the committee on the judiciary be instructed to enquire into the expediency of providing by law, for the more perfect organization of the county courts, with leave to report by bill or otherwise.

On the question, shall the said resolution pass? it was decided in the negative.

On motion of Mr. R. W. Wells,

Resolved, That a committee of six be appointed on the part of this House, to join such committee as may be appointed by the Senate, to wait on the Governor elect, and inform him of his election to that office; also, to ascertain when it will be his pleasure to attend both Houses, for the purpose of being qualified into office.

Messrs. R. W. Wells, Horrell, Wright, Pettis, Trabue and Stevenson, were appointed that committee.

The House adjourned to 10 o'clock to morrow morning.

FRIDAY, JANUARY 20TH, 1826.

Mr. Cozens, from the committee on the judiciary, to whom was referred, a resolution on the subject of three writs of error, issued from the Supreme Court of the United States, against this state, reported a bill providing for the defence of certain suits, to which the state is a party; which was read a first time, and ordered to a second reading.

On motion of Mr. Cozens, the rule of the House requiring bills to be read on three several days, was dispensed with, two thirds of the members concurring, and the said bill was read a second time, and ordered to be engrossed for a third reading.

On motion of Mr. Pursinger, the rule of the House requiring bills to be read on three several days, was dispensed with, two thirds of the members concurring, and the said bill was read a third time.

Motion of Mr. Cole, to fill the blank in the third line of the section, with the words "five hundred."

Motion of Mr. Cozens, to fill said blank with the words "one thousand," was decided in the affirmative.

The said bill was then passed.

Ordered. That the title thereof be "An Act," &c. sent to the Senate for concurrence.

Mr. Moore, from the same committee, reported a bill supplementary to an act, entitled an act to establish courts of justice, and prescribe their powers and duties; which was read a first time, and ordered to a second reading.

On motion of Mr. Cozens, the rule of the House requiring bills to be read on three several days, was dispensed with, (two thirds of the members concurring) and the said bill was read a second time.

Motion of Mr. Moore, to amend said bill, by adding thereto as a second section, the words "Be it further enacted, That in all cases where any county court has been informally organized, according to the existing law on that subject, such organization, and the proceedings of such county court, is hereby legalized," was decided in the affirmative.

Ordered, That said bill as amended, be engrossed for a third reading.

On motion of Mr. Ranney, the rule of the House requiring bills to be read on three several days, was dispensed with (two thirds of the members concurring) and the said bill was read a third time and passed.

Ordered. That the title thereof be "An Act," &c.—sent to the Senate for concurrence.

Message from the Senate by Mr. Scott.

The Senate have appointed Messrs. Scott and O'Fallon a committee to join the committee from the House of Representatives, to wait on the Governor elect, and inform him of his election, and to enquire of him at what time it will be his pleasure to attend before the two Houses, for the purpose of being qualified.

Mr. R. W. Wells, from the joint committee, appointed to wait on the Governor elect, and inform him of his election, and to ascertain at what time it would be his pleasure to attend both Houses, for the purpose of being qualified into office, reported that they had performed that duty, and were informed by the Governor elect, that he would at twelve o'clock of this day, meet both Houses, for the purpose of being qualified into office; also, that he would make a communication at half past twelve o'clock of this day, to each House separately, in writing.

Mr. Grant, from the select committee to whom was referred so much of the acting Governor's message, as relates to the revised code, and for the further purpose of ascertaining the causes which have so long delayed the distribution of the same, reported that the contract for printing was not closed until the twenty fifth day of March, after which time type and paper had to be procured, and the printing consequently could not be completed by the time specified in the act, concerning the publication of the laws; the last sheets were not furnished to the book-binder until some time in September.—The causes which have delayed the binding are, that in consequence of the appropriation for the publication of the laws not being sufficient to cover the expense both of printing and binding, no contract was entered into with the book-binders—the binding which has been done, has been done on their own responsibility.

The committee are informed that the binding will be completed in a short time, and distribution immediately made.—The appropriation for the publication of the laws was seven thousand dollars. There has been paid for printing six thousand three hundred and fifty eight-dollars and thirty cents; leaving an unexpended balance of six hundred and forty-two dollars and seventy cents. There is an unexpended balance of the appropriation for the general contingent fund of eight thousand four hundred dollars.

Your committee, therefore, recommend the following resolution, to wit :

Resolved, That the Governor is hereby authorized and required to draw on the general contingent fund, for the amount necessary to pay for the binding of the revised code.

On the question, shall the said resolution pass? it was decided in the affirmative.

Mr. R. W. Wells submitted the following resolution, to wit :

Resolved, That it is expedient in the opinion of this House, that there be but two terms of the Circuit Courts of this state held annually in the several counties.

On motion of Mr. Cole,

Ordered, That said resolution be referred to the next General Assembly.

In pursuance of previous arrangement, the Senate assembled in the Representative Hall, for the purpose of witnessing the qualification of the Governor elect.

On motion of Mr. Speaker,

Ordered, That a committee of two on the part of the Senate, and two on the part of the House of Representatives, be appointed to wait on the Governor elect, and inform him that the two Houses have assembled in the Hall of the House of Representatives, and are now ready to receive him.

John Miller, Governor elect, escorted by the said committee, appeared, and in presence of the two Houses, before the honorable Robert Wash, one of the Judges of the Supreme Court, took the oath of office prescribed by the constitution, and then withdrew.

The Senate also retired.

Message from the Governor, by Mr. Gamble, Secretary of State,

*Fellow Citizens of the Senate, and
Of the House of Representatives,*

The generous confidence of my countrymen, that has assigned me to fill the station vacated by the death of my able and much lamented predecessor, deserves my highest thankfulness, and demands the utmost exertion of my feeble abilities to merit its continuance.

As it will always be my chief object in the discharge of the important duties confided to me, to promote the welfare of our yet infant state, I trust that if in aught I err, I shall receive the charitable construction of my fellow citizens; and that they will never be compelled to distrust the purity of my motives, or to believe me swayed by party or personal considerations.

It is only by adhering to our constitution, in its strictest construction, that I hope to merit the approbation of my fellow citizens. A due regard to the provisions of that instrument, limiting each department within its proper sphere, and guaranteeing the rights of individuals, will preserve harmony and insure prosperity.

I regard the union of the states with the highest veneration. In addition to the many complicated questions of right, power and jurisdiction which may arise between the general and state governments, the state of Missouri has peculiar connections with the union, growing out of the control that belongs to the general government, over a large portion of our soil, our lead mines, and the Indian tribes in our neighbourhood and within our limits. It becomes, therefore, in my opinion, our essential interest, as well as duty, that whilst we guard, with vigilant attention, our state rights and constitutional landmarks, we should bestow a generous confidence on the administration of the general government.

We have reason to believe that, in a short time, the control possessed over our mines and other peculiar sources of wealth, will be abandoned by the federal government, and our citizens be permitted to hold by permanent tenure the lands in which they can now have so small an interest. That our interest, and that of the United States, would be greatly advanced, by suffering these to become the property of individuals, I have no doubt. Independent of the desirable object of having a population owning the fee simple of the soil, rather than a dependent tenantry, the capital necessary for a complete development of our mineral riches, will only be employed when its possessors are safely and permanently established. When thus developed, a large population will be maintained—dependent for the necessaries of life on the agricultural part of the community, creating for it a market at home, and giving to industry a quickening influence that will be felt in the remotest parts of our state; whilst the United States will, from the increased wealth of our citizens, derive greater and more permanent advantages, than can arise from the present policy.

It is hoped that the measures adopted for the improvement of the navigation of the Mississippi River, will be so extended as to embrace the Missouri as far as our western, and the Mississippi as far as our northern boundary. The navigation of these rivers is of incalculable advantage to the fertile and populous parts of our state, through which they pass—and it is also to be hoped, that every possible assistance will be afforded by the general government to our sister state Illinois, in the completion of the contemplated canal, connecting the waters of the Illinois River with Lake Michigan. By this great work Missouri may expect advantages, but little inferior to those to be derived to Illinois herself. These measures, we have rea-

son to believe, will be persevered in; and as we are blest with a soil of uncommon fertility, a climate congenial to health, and the most valuable vegetable productions, noble streams running through every part of our state, the greatest abundance of the richest minerals, a profitable and increasing commerce with our Mexican and Indian neighbors, a communication with our great western port New Orleans, free from the interruptions that embarrass our rivals at market, a population virtuous, industrious, and enterprising, it must be by some signal abuse of these gifts of Providence, if Missouri does not, at no remote period, rise into a great commonwealth, the happy abode of millions of freemen.

Assembled as you now are, for a special purpose, and whilst the effect of the laws passed at your late session, is but partially known, it is believed you will not deem it advisable to enter upon general legislation. With this impression, I shall not now submit my views upon that subject, but will briefly express to you my ideas of what I deem the true policy to be pursued by the rulers of this state and by the people.

Surrounded by the most powerful and warlike tribes of Indians, it becomes a duty of the first importance, to be prepared at all times for defence: to insure which, a well armed, organized, and disciplined militia is indispensably necessary. The strictest economy should be observed in the public expenditures; that the burdens on the people may be reduced to the smallest practicable amount. No attempts should be made to discharge debts by legislation, or to interfere with the obligation of contracts. Our paper money should be gradually withdrawn from circulation. Education, and the diffusion of useful knowledge, the encouragement and improvement of agriculture, should receive the greatest attention. A faithful observance of the laws, an industrious attention to business, a fulfilment of all our social obligations, frugality and fair dealing should be practised by all. These, with a reliance on that BEING, from whom comes every good and perfect gift, cannot fail in securing happiness and prosperity at home, in inspiring confidence abroad, and attracting to our happy state, emigrants of that respectable and virtuous class, of whom we have lately received such valuable accessions.

JOHN MILLER.

St. Charles, 20th January, 1826.

On motion of Mr. Cozens,

Ordered, That one thousand copies of the foregoing mes-

age, and also of the message of the acting Governor, be printed.

Message from the Senate, by Mr. Perry.

The Senate concur in passing bills of the following titles, to wit:

An act, supplementary to an act, entitled an act to establish courts of justice, and prescribe their powers and duties; and

An act providing for the defence of certain suits, to which the state is a party.

Mr. Cole submitted the following joint resolution, to wit:

Resolved by the Senate and House of Representatives, That the two Houses will adjourn on Saturday, the twenty-first instant, sine die.

On the question, shall the said resolution pass? it was decided in the affirmative—sent to the Senate for concurrence.

The House adjourned to 9 o'clock to-morrow morning.

SATURDAY, JANUARY 21ST, 1826.

Mr. Redd presented the counter memorial of sundry citizens of Ray county, remonstrating against the removal of the seat of justice of said county, which was read and referred to the next General Assembly.

Mr. Stevenson, from the joint committee on enrolled bills, reported as truly enrolled, bills of the following titles, to wit:

"An act, supplementary to an act, entitled an act to establish courts of justice, and prescribe their powers and duties; and

An act providing for the defence of certain suits, to which the state is a party. Mr. Speaker signed the said bills, and they were sent to the Senate for the signature of the President.

Mr. Burckhardt submitted the following resolution, to wit:

Resolved, That a committee of three be appointed to join such committee as the Senate may appoint, to wait on the Governor, and inform him that the General Assembly will be ready to adjourn this afternoon, without day, and to know if he has any further communication to make.

Ordered, That said resolution be laid on the table.

On motion of Mr. Moore,

The rule of the House requiring one day's notice of an intention to ask leave to introduce a bill, was dispensed with, (two thirds of the members concurring) and he asked and obtained leave to introduce a bill appropriating money for cer-

tain purposes, which was read a first time, and ordered to a second reading.

On motion of Mr. Moore,

The rule of the House requiring bills to be read on three several days, was dispensed with, as regards this bill (two thirds of the members concurring) and the said bill was read a second and third time, and passed.

Ordered, That the title thereof be "an act, &c, sent to the senate for concurrence.

An account of Calvin Gunn for printing, amounting to thirty eight dollars and fifty cents, was presented and allowed.

Message from the Senate by Mr. Biggs.

The Senate concur in passing a bill, entitled an act appropriating money for certain purposes.

Mr. Stevenson, from the joint committee on enrolled bills, reported that they had this day presented to the Governor for his approval, bills of the following titles, to wit:

An act, supplementary to an act, entitled an act to establish courts of justice, and prescribe their powers and duties; and

An act providing for the defence of certain suits, to which the state is a party.

Mr. Chick, from the joint committee on enrolled bills, reported as truly enrolled, a bill entitled an act appropriating money for certain purposes.

Mr. Speaker signed the said bill, and it was sent to the Senate for the signature of the President.

Mr. Speaker laid before the House a communication from the Secretary of State, inclosing the proposals of Calvin Gunn for printing the journals of the present session, accompanied by a specimen of type, paper, &c. at two dollars seventy-five cents per page, each page to contain 1500 ems.

On motion of Mr. Grant,

Resolved, If the Senate concur herein, that the proposals of Calvin Gunn for printing the Journals of the special session of the General Assembly, be accepted.

On motion of Mr. Grant,

Resolved, If the Senate concur herein, That five hundred copies of the Journals of the special session of the General Assembly, be printed,

Message from the Governor, by Mr. Collier.

I have approved and signed bills of the following titles, to wit.

An act, supplementary to an act, entitled an act to estab-

lish courts of justice, and prescribe their powers and duties; and

An act providing for the defence of certain suits, to which the state is a party.

Mr. Grant, from the joint committee on enrolled bills, reported that they had this day presented to the Governor for his appropal, a bill entitled an act, appropriating money for certain purposes.

Mr. Redd submitted the following resolution, to wit:

Resolved, That our Representative in Congress be requested to support the proposed amendment to the constitution of the United States, so as to bring the election of President and Vice President immediately before the people.

On motion of Mr. Ranney,

Ordered, That the consideration of said resolution be postponed until the next General Assembly.

Message from the Governor, by Mr. Collier.

I have approved and signed a bill entitled an Act appropriating money for certain purposes.

The resolutions relative to the appointment of a committee to wait on the Governor, and inform him on the subject of adjournment of the two Houses, was taken up, and agreed to with some amendment.

Message from the Senate, by Mr. Scott.

The Senate concur in the resolution relative to the printing of the Journals of the special session of the General Assembly, and have appointed Messrs. Burckhart and Perry a committee to join the committee from the House of Representatives, to wait on the Governor, and inform him that the two Houses are ready to adjourn without day, if he has no further communication to make.

Mr. Burckhartt, from the joint committee, appointed to wait on the Governor, reported that they had performed that duty, and received for answer, that he had no further communication to make.

On motion of Mr. Chick,

Ordered, That the Senate be informed that this House is now ready to adjourn *sine die*.

Message from the Seaate, by Mr. Scott.

I am instructed to inform the House of Reprerentatives that the Senate is now ready to adjourn *sine die*.

The House was accordingly adjourned *sine die*.

H. S. GEYER,

Speaker of the House of Representatives.

Attest,

TH. DOUGLASS, *Clerk of the House of Representatives.*